

Message Text

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ACTION IO-11

INFO OCT-01 ISO-00 AF-06 ARA-06 EA-07 EUR-12 NEA-10

CIAE-00 DODE-00 PM-04 H-02 INR-07 L-03 NSAE-00 NSC-05

PA-01 PRS-01 SP-02 SS-15 USIA-06 ACDA-05 EB-07 AID-05

OMB-01 TRSE-00 OES-03 OIC-02 /122 W

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R 151753Z MAR 76

FM USMISSION USUN NY

TO SECSTATE WASHDC 6312

INFO AMEMBASSY LONDON

AMEMBASSY MEXICO

AMEMBASSY MOSCOW

AMEMBASSY PARIS

CONFIDENTIAL SECTION 1 OF 2 USUN 1005

E.O. 11652: GDS

TAGS: PFOR, UN, MX

SUBJECT: MULTILATERAL AFFAIRS: MEXICO AND UN CHARTER REFORM

REF: (A) MEXICO 2690;
(B) MEXICO 3236

1. AMEMBASSY'S PREDICTION CONTAINED REFTEL A HAS PROVEN ACCURATE. MEXICO HAS NOW MOVED FROM (A) 1970 POSITION REGARDING CHARTER REVIEW EXERCISE AS ONE WHICH WOULD ONLY WEAKEN UN TO (B) POSITION IT TOOK IN MID 1975 THAT CHARTER REVISION WAS PROBABLY UNLIKELY BUT REVIEW COULD PROVE USEFUL TO (C) LATE 1975 ADVOCACY OF REVISION AND TO (D) EARLY 1976 POSITION OF SUBMITTING FORMAL PROPOSALS TO AMEND THE CHARTER.

2. ALTHOUGH MEXICO HAS NOW SUBMITTED FORMAL PROPOSALS, MEXICO HAS NOT PRESSED THEM WITH MUCH VIGOR AND HAS NOT SOUGHT TO EXERCISE LEADERSHIP AMONG ADVOCATES OF REVISION.

3. RELATIVELY MODERATE MEXICAN POSITION AMONG REVIEW
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ADVOCATES IS PROBABLY REFLECTED IN FACT THAT GONZALEZ GALVEZ

ATTENDED ONLY TEN DAYS OF FOUR-WEEK SESSION LEAVING REST OF SESSION IN HANDS OF LOPEZ BASSOLS. WHILE LATTER IS COMPETENT AND WELL LIKED DIPLOMAT, HE DOES NOT POSSESS THE EXCEPTIONAL ENERGY, LEADERSHIP QUALITIES OR MASTERY OF UN SYSTEM OF GONZALEZ GALVEZ. CHARTER REVIEW PROPONENTS HAVE BEEN FLOUNDERING FOR WANT OF JUST THE SORT OF LEADERSHIP AND MANIPULATIVE SKILLS WHICH AN OPERATOR SUCH AS GONZALEZ GALVEZ POSSESSES. SINCE GONZALEZ GALVEZ IS FULLY AWARE OF THIS, WE PRESUME HIS RELATIVELY BRIEF APPEARANCE IS BECAUSE MEXICO IS NOT YET PREPARED TO COMMIT ITSELF FULLY TO THE EXERCISE AND ASSUME LEADERSHIP.

4. IT MAY WELL BE GONZALEZ GALVEZ IS HEDGING HIS BETS AWAITING THE NEW ADMINISTRATION IN MEXICO BEFORE COMMITTING HIS PERSONAL PRESTIGE TO THE EXERCISE. AS EMBASSY NO DOUBT AWARE, GONZALEZ GALVEZ IS AS AMBITIOUS AS HE IS ABLE, WANTS A MAJOR AMBASSADORIAL POST FROM THE NEW ADMINISTRATION AND MAY WISH TO AVOID ACTIONS PLEASING TO CURRENT ADMINISTRATION WHICH ITS SUCCESSOR WOULD VIEW AS A BLOT ON HIS COPY BOOK.

5. MEXICO HAS, HOWEVER, SUBMITTED PROPOSALS IN WRITING TO COMMITTEE AND AS WILL BE EVIDENT THE PROPOSALS REFLECT GARCIA ROBLES INTEREST IN THE DISARMAMENT FIELD AS WELL AS AN APPARENT MEXICAN DESIRE TO PRESS TO UPGRADE THE RULE OF THE GA. THE LATER IS AN OLD MEXICAN POSITION PRESUMABLY REIN-VIGORATED BY THE DESIRE TO COURT THE NON-ALIGNED AND A SENSE OF SATISFACTION OVER THE CERDS EXERCISE. MEXICAN WORKING PAPER FOLLOWS: QUOTE SUGGESTIONS AND PROPOSALS BY MEXICO CONCERNING DOCUMENT A/AC.

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PARAGRAPHS 13 AND 14

1. URGE ALL MEMBER STATES TO DEMONSTRATE THEIR FAITH IN THE ORGANIZATION BY REFERRING TO IT ANY MATTER OR SITUATION WHICH, ACCORDING TO THE CHARTER, FALLS WITHIN ITS COMPETENCE.

2. SEEK A MORE PRECISE DEFINITION OF THE MEANING OF "DETENTE", TAKING AS A BASIS, AMONG OTHER FACTORS, RESOLUTIONS SUCH AS RESOLUTION 380 (V) "PEACE THROUGH DEEDS," AND THE RESOLUTIONS CONFIDENTIAL

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ADOPTED ON THE STRENGTHENING OF THE ROLE OF THE UNITED NATIONS IN THE MAINTENANCE OF INTERNATIONAL PEACE AND SECURITY.

3. SUGGEST, IN THE APPROPRIATE FORUM, A GENERAL REVIEW OF THE THEORY ON THE SOURCES OF INTERNATIONAL LAW, IN VIEW OF THE INCREASING IMPORTANCE OF THE RESOLUTIONS OF INTERNATIONAL BODIES IN THE CONDUCT OF RELATIONS BETWEEN STATES.

PARAGRAPH 16

CONSIDER, AT THE THIRTY-FIRST REGULAR SESSION OF THE GENERAL ASSEMBLY

THE ESTABLISHMENT OF AD HOC COMMITTEES WHICH WOULD MEET DURING THE
GENERAL ASSEMBLY-SO AS NOT TO AGGRAVATE THE ALREADY SERIOUS
PROLIFERATION OF ORGANS-TO BEGIN THE CODIFICATION OF INTER-
NATIONAL LAW IN SPECIFIC AREAS, SUCH AS ENVIRONMENTAL
LAW, IN CO-ORDINATION WITH THE INTERNATIONAL LAW COMMISSION.

PARAGRAPH 17

REQUEST THE GENERAL ASSEMBLY TO ASK MEMBER STATES FOR
THEIR COMMENTS AND SUGGESTIONS ON THE APPLICABILITY, 30 YEARS
AFTER THE CESSATION OF HOSTILITIES IN THE SECOND WORLD
WAR, OF THE REFERENCE IN ARTICLES 53 AND 107 TO "ENEMY STATES".

PARAGRAPH 30

RECOGNIZING THAT THE PRINCIPLES AND PURPOSES OF THE CHARTER HAVE
PROVIDED THE ORGANIZATION WITH SUITABLE GUIDANCE FOR THE PERFORMANCE
OF ITS FUNCTIONS IN A SATISFACTORY MANNER, IT IS CONSIDERED THAT,
IN SO FAR AS THERE IS GENERAL AGREEMENT ON ENHANCING THEM, THE
FOLLOWING MIGHT, INTER ALIA, BE ADDED THERETO:

1. NON-INTERVENTION BY A STATE IN THE DOMESTIC AFFAIRS OF ANOTHER
STATE;
2. INTERNATIONAL CO-OPERATION FOR DEVELOPMENT;
3. COLLECTIVE ECONOMIC SECURITY;
4. GENERAL AND COMPLETE DISARMAMENT UNDER EFFECTIVE
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INTERNATIONAL CONTROL.

PARAGAPH 37

1. WITH A VIEW TO ENSURING EQUITABLE PARTICIPATION BY THE
THIRD WORLD COUNTRIES IN A DECISION-TAKING PROCESS FOR THE
MAINTENANCE OF INTERNATIONAL PEACE AND SECURITY, IT IS SUGGESTED
THAT EARLY CONSIDERATION BE GIVEN TO A PROPOSAL TO GRANT THE
PREROGATIVES ENJOYED BY THE PERMANENT MEMBERS OF THE SECURITY COUNCIL
TO AT LEAST ONE REPRESENTATIVE OF A THIRD WORLD COUNTRY, ON
A ROTATING BASIS IN ACCORDANCE WITH THE PRINCIPLE OF
EQUITABLE GEOGRAPHICAL DISTRIBUTION.

2. THE ABOVE PROPOSAL WILL HAVE TO BE COMPLEMENTED BY RESTRICTION
OF THE AREAS IN WHICH THE RIGHT TO VETO CAN

BE APPLIED, ABOLISHING THAT PRIVILEGE IN THE CASE OF
CONSIDERATION OF ANY PROPOSAL CONCERNING THE PEACEFUL SETTLEMENT
OF DISPUTES
AND THE ADMISSION OF MEMBER STATES.

PARAGRAPH 39

IN THE LIGHT OF THE EXPERIENCE GAINED IN THE THREE
DECades THAT HAVE ELAPSED SINCE THE SAN FRANCISCO CONFERENCE
WAS HELD IN 1945, IT WOULD SEEM ADVISABLE TO DECIDE, AS SOON
AS POSSIBLE, THAT IN FUTURE THERE SHOULD BE THREE MAIN ORGANS
RESPONSIBLE FOR DEALING WITH DISARMAMENT:

1. THE GENERAL ASSEMBLY, WHICH SHOULD CONTINUE TO BE THE MAIN
ORGAN AND WHICH WOULD RECEIVE AND CONSIDER REPORTS FROM THE
OTHER TWO, WHICH COULD BE ENTRUSTED WITH THE PERFOR-
MANCE OF SPECIFIC TASKS.
2. THE WORLD DISARMAMENT CONFERENCE-WHICH WOULD REPLACE THE
DISARMAMENT COMMISSION WHICH, TO AVOID DUPLICATION AND FOR
OTHER OBVIOUS REASONS, SHOULD BE DISSOLVED-WHICH WOULD
BE OPEN TO PARTICIPATION BY "ALL STATES"; IT WOULD MEET
EVERY THREE OR FOUR YEARS FOR THE PURPOSE OF EVALUATING
PROGRESS MADE IN THE MATTER OF DISARMAMENT, COMPARING THE RESPECTIVE
DEVELOPMENT OF ARMAMENTS AND DISARMAMENT, AND ADOPT THE DECISIONS
DESIRABLE IN THE LIGHT OF THAT GENERAL
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EVALUATION. IN SHORT, WITHIN THE UNITED NATIONS, THE
WORLD CONFERENCE WOULD BE
TO DISARMAMENT WHAT THE UNITED NATIONS CONFERENCE ON TRADE AND DE-
VELOPMENT (UNCTAD) IS TO ECONOMIC AND SOCIAL QUESTIONS.

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ACTION IO-11

INFO OCT-01 ISO-00 AF-06 ARA-06 EA-07 EUR-12 NEA-10

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INFO AMEMBASSY LONDON

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3. A NEGOTIATING ORGAN, CONSISTING OF APPROXIMATELY 30 MEMBERS AND WHICH MIGHT MOST APPROPRIATELY BE THE CONFERENCE OF THE DISARMAMENT COMMITTEE, WHICH CELEBRATED ITS TENTH ANNIVERSARY THIS YEAR. NATURALLY, TO BE FEASIBLE, IT WOULD HAVE TO UNDERGO VARIOUS CHANGES WHICH, WHILE INCREASING ITS EFFECTIVENESS, WOULD FACILITATE PARTICIPATION IN ITS WORK BY THE PEOPLE'S REPUBLIC OF CHINA AND FRANCE. THE FIRST OF THESE CHANGES SHOULD BE THE ABOLITION OF THE UNUSUAL INSTITUTION OF THE CO-CHAIRMANSHIP OF THE NUCLEAR SUPER-POWERS, WHICH SHOULD BE REPLACED BY A PROCEDURE MORE IN KEEPING WITH THE PRINCIPLE OF THE SOVEREIGN EQUALITY OF STATES, SUCH AS THE ANNUAL ELECTION OF A CHAIRMAN SELECTED FROM AMONG THE MEMBER STATES NOT POSSESSING NUCLEAR WEAPONS, OR MONTHLY ROTATIONS AMONG ALL THE MEMBERS, AS PRACTISED IN THE SECURITY COUNCIL.

PARAGRAPH 51

IT IS SUGGESTED THAT THE SECRETARY-GENERAL SHOULD PREPARE A REPORT ON THE MOST SUITABLE METHODS OF ACHIEVING THE PROMPT APPLICATION OF ARTICLE 43 OF THE CHARTER.

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PARAGRAPH 74

INCLUSION IN THE AGENDA OF THE THIRTY-FIRST SESSION OF THE GENERAL ASSEMBLY OF AN ITEM ON "PEACEFUL SETTLEMENT OF CONFLICTS", WITH A VIEW TO THE EVENTUAL ELABORATION OF A TREATY ON THE SUBJECT.

PARAGRAPH 98

UPDATE OF ECONOMIC AND SOCIAL RULES GOVERNING THE CONDUCT OF STATES- CHAPTER IX- IN THE LIGHT OF THE COMPELLING NEED TO

INSTITUTE THE NEW INTERNATIONAL ECONOMIC ORDER, ON THE BASIS OF THE DECLARATION OF PROGRAMME OF ACTION FOR THE ESTABLISHMENT OF THE NEW INTERNATIONAL ECONOMIC ORDER AND THE CHARTER OF ECONOMIC RIGHTS AND DUTIES OF STATES.

PARAGRAPH 116

WITH A VIEW TO ACCELERATING THE PROCESS OF DECOLONIZATION AND ACHIEVING THE AIMS OF THE "DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES", CONSIDERATION MIGHT BE GIVEN TO THE POSSIBILITY OF STRENGTHENING THE POLITICAL AND EXECUTIVE CHARACTER OF THE SPECIAL COMMITTEE ESTABLISHED

FOR THE IMPLEMENTATION OF THAT RESOLUTION, ELEVATING IT TO THE RANK OF A COUNCIL, TO REPLACE THE TRUSTEESHIP COUNCIL, WHOSE EXISTENCE IS NO LONGER CALLED FOR.

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